IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE CIVIL JURISDICTION

WRIT PETITION NO.2167 OF 1991

D.A. Kharat)
residing at Sushila, Sangunamata Nagar)
At & Post Phaltan (Dist. Satara)).. Petitioner

Versus

1) State of Maharashtra)
(Writ to be served on the)
Secretary to the Government)
Education & Employment Department)
Mantralaya, Bombay 400 032).)

2) Shriram Education Society)
Phaltan (District Satara))

3) Madhukar Pandurang Kumbhar)
residing at Sairang, Golibar Maidan)
Phaltan (District Satara)).. Respondents

Mr.M.P. Vashi for the Petitioner.

None present for Respondent Nos.1 and 2.

Mr.C.G.Patil i/b.Mr.P.J.Shinde for Respondent No.3.

CORAM: SMT.NISHITA MHATRE, J.

DATED: 25TH AUGUST 2005

ORAL JUDGMENT :

. The Petitioner had a grievance about Respondent No.3 being appointed as Head Master of the School run by Respondent No.2. He, therefore, agitated his claim before the School Tribunal who has rejected the same.

2. Mr.Vashi, learned Advocate for the Petitioner,

states that Respondent No.3 has already retired. The Petitioner is now working as a Head Master. The only dispute, therefore, which will now survive is whether the Petitioner is entitled to wages during the interregnum. This dispute, according to Mr.Vashi, can be decided by the Education Officer, Zilla Parishad, Satara. In view of this, Writ Petition has become infructuous. The Petitioner may agitate his claim before the Education Officer, Zilla Parishad, Satara. The Petitioner to make a representation to the Education Officer, Zilla Parishad, Satara within four weeks from today. The Education Officer to decide the claim of the Petitioner within three months thereafter.

3. Rule discharged. No order as to costs.